FILED '10 APR 21 13:17 USDC-ORE

## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF OREGON

## EUGENE DIVISION

RICHARD HOSTETTER,

Petitioner,

Civil No. 08-6332-TC

v.

ORDER

DON MILLS,

Respondent.

COFFIN, Magistrate Judge.

Petitioner's letter to the court dated April 15, 2010, is construed as a motion for voluntary dismissal without prejudice and is allowed. Petitioner's Petition (#1) is denied without prejudice.

This proceeding is dismissed.

IT IS SO ORDERED

DATED this day of April, 2010.

Thomas M. Coffin

United States Magistrate Judge